

#18 Reg for refund  
7/2/07

Dep & Ref  
#307

STATUS AND ENTITY  
BRANCH

00684.003256

PATENT APPLICATION

2004 MAR 16 PM 2:14

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:

NAKAI TAKEHIKO

Application No.: 09/960,283

Filed: September 24, 2001

For: DIFFRACTIVE OPTICAL ELEMENT  
AND OPTICAL SYSTEM HAVING  
THE SAME

) : Examiner: L. Boutsikaris

) : Group Art Unit: 2872

) : March 11, 2004

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

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REQUEST FOR REFUND

Sir:

In connection with the above-identified application, Applicant requests a refund of \$770.00 for the filing fee for a Request for Continued Examination (RCE), which was erroneously charged to our Deposit Account 06-1205. It is requested that the refund be applied as a credit to that Deposit Account. The reason for the refund is explained below.

On January 20, 2004, Applicant submitted an RCE (see attached copy of the Transmittal and a postcard acknowledging receipt of the document and filing fee). No additional fees were due at the time.

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Applicant's attorneys received a Monthly Statement of Deposit Account,  
dated January 2004, (copy attached) indicating that Deposit Account No. 06-1205 was  
charged \$770.00. It is respectfully submitted that this charge is not warranted.

Accordingly, Applicant hereby requests a refund and authorizes the  
Commissioner to credit Deposit Account No. 06-1205 in the amount of \$770.00 to resolve  
this matter.

Applicant's undersigned attorney may be reached in our New York office by  
telephone at (212) 218-2100. All correspondence should continue to be directed to our  
below listed address.

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicant

Registration No. 24607

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

NY\_MAIN 414143v1

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MAIL STOP RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir: Kindly acknowledge receipt of the accompanying:  
 Specifications, claims and abstract \_\_\_\_\_ pages, with Transmittal \_\_\_\_\_  
 Patent Application Bibliographic Data Sheet \_\_\_\_\_ sheets  
 Executed Oath or Declaration and Power of Attorney \_\_\_\_\_ sheets  
 \_\_\_\_\_ Sheets of \_\_\_\_\_ formal \_\_\_\_\_ informal drawings  
 Check for \$ \_\_\_\_\_ (filing fee)  
 Request for Continued Examination and Check for \$ 370.00  
 Assignment, PTO-1595 and Check for \$ \_\_\_\_\_  
 Transmittal Under 37 CFR 1.53(d) (CPA)  
 Petition under 37 CFR 1.136 and check for \$ \_\_\_\_\_  
 Other (specify) **PETITION FOR AMENDMENT**  
by placing your receiving date stamp hereon and mailing or returning to deliverer.  
This is a  Continuation  Divisional  Continuation-In-Part  
Atty. **JAX / DGT** Due Date **01 / 18 / 04**  
37 CFR 1.8   
37 CFR 1.10   
By Hand

FCS-A-50



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Deposit Account Statement

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Trademark Office

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**Deposit Account Statement**

**Requested Statement Month:** January 2004  
**Deposit Account Number:** 061205  
**Name:** FITZPATRICK CELLA HARPER & SCINTO  
**Attention:**  
**Address:** 30 ROCKEFELLER PLAZA  
**City:** NEW YORK  
**State:** NY  
**Zip:** 10112-3801

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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## Deposit Account Statement

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